IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE JURISDICTION

WRIT PETITION NO. 20 OF 2004

M/s.Everest Development Corporation ..Petitioners.
and Others.

Vs.

State of Maharashtra & Ors. ..Respondents.

Mr. Sanjay Kshirsagar for the Petitioners.
Mr. V.P. Malwankar, AGP for Respondent Nos. 1 & 2.

CORAM : F.I. REBELLO AND
Dr.D.Y.CHANDRACHUD,JJ.

DATED : 06TH FEBRUARY, 2006.

P.C.:

1. The petition was to challenge the vires of section 101 of the Maharashtra Co-operative Societies Act. That issue has been concluded by another Division Bench Judgment of this Court. The other reliefs are purely consequential to application of section 101, if the petitioner is aggrieved by the issuance of the certificate under section 101, it will be open to him to prefer a revision application which is available under the Act.

2. Considering the above, the relief, in so far as the challenge to the vires of section 101 is no longer

available. So far as other reliefs, it will be open to the petitioners to prefer a revision application according to law.

3. With the above observations, Petition stands disposed of. Rule discharged with no order as to costs.

06.02.2006 (F.I.Rebello,J)

(Dr.D.Y.Chandrachud,J)

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